

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

*1 fw Receipt*

Applicant(s): **FRANK et al.**

Serial No.: **10/584,184**

Filed: **March 30, 2007**

Title: **CLOSURE WITH A THERMAL SAFEGUARD FUNCTION**

Examiner: **Not Yet Assigned**

Art Unit: **3746**

Confirmation No.: **1260**

Customer No.: **27623** Attorney Docket No.: **WW061USU**

Commissioner for Patents  
Office of Initial Patent Examination  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTED FILING RECEIPT**

Dear Sir:

Enclosed please find a marked-up copy of the Filing Receipt dated July 23, 2007. Upon review of the above-identified notice of the Filing Receipt it has come to our attention that the second inventor's last name is misspelled on the notice due to an error made by the USPTO. The German umlaut "Ö" translates into **oe** for English translation.

Please change "**NOHL**" to "**NOEHL**".

We look forward to receipt of the corrected Updated Filing Receipt Notice in due course.

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 01-0467 in the name of Ohlandt, Greeley, Ruggiero & Perle. A duplicate copy of this sheet is attached.

Respectfully submitted,

*Charles N.J. Ruggiero*

Charles N.J. Ruggiero  
Reg. No. 28,468  
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.  
One Landmark Square, 10th Floor  
Stamford, Connecticut 06901-2682  
(203) 327-4500

Date: October 23, 2007

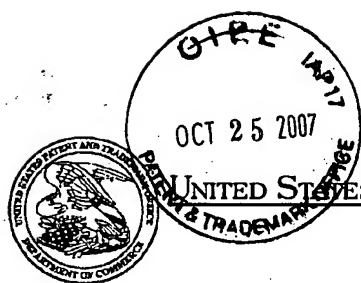
**CERTIFICATE OF MAILING**

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, P.O. Box 1450, Alexandria, VA 22313-1450, ON October 23 20067

Kiadda Kendall  
NAME

*Kiadda Kendall*  
SIGNATURE

10/23/2007  
DATE



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/584,184	03/30/2007	3746	1030	WW061USU	20	3

CONFIRMATION NO. 1260

## FILING RECEIPT



\*OC000000024955757\*

27623

OHLANDT, GREELEY, RUGGIERO & PERLE, LLP  
 ONE LANDMARK SQUARE, 10TH FLOOR  
 STAMFORD, CT 06901

Date Mailed: 07/23/2007

Receipt is acknowledged of this nonprovisional patent application. The application will be taken up for examination in due course. Applicant will be notified as to the results of the examination. Any correspondence concerning the application must include the following identification information: the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

*Noehl*  
 Anton Frank, Oberspeltach, GERMANY;  
 Oliver *(Nohl)* Satteldorf, GERMANY;  
 Harold Hoffeld, Crailsheim, GERMANY;

## Assignment For Published Patent Application

Voith Turbo GMBH &amp; CO, Heidenheim, GERMANY

## Power of Attorney:

Charles Ruggiero--28468  
 Paul Greeley--31019

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP04/14190 12/13/2004

## Foreign Applications

GERMANY 103 61 440.0 12/23/2003

If Required, Foreign Filing License Granted: 07/20/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/584,184**

**RECEIVED**  
 .III 26 2007  
 OHLANDT, GREELEY,  
 RUGGIERO & PERLE, LLP

**Projected Publication Date:** 11/01/2007

**Non-Publication Request:** No

**Early Publication Request:** No

**Title**

Closure with a Thermal Safeguard Function

**Preliminary Class**

060

## **PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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### **LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15**

#### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING

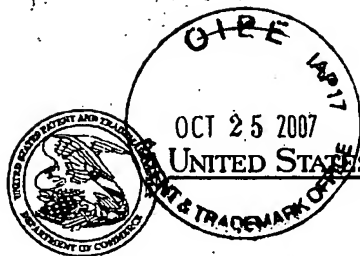
LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

#### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



OCT 25 2007

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 Alexandria, Virginia 22313-1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/584,184	Anton Frank	WW061USU

INTERNATIONAL APPLICATION NO.
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PCT/EP04/14190

I.A. FILING DATE	PRIORITY DATE
12/13/2004	12/23/2003

27623

OHLANDT, GREELEY, RUGGIERO & PERLE, LLP  
 ONE LANDMARK SQUARE, 10TH FLOOR  
 STAMFORD, CT 06901

CONFIRMATION NO. 1260

371 ACCEPTANCE LETTER



\*OC000000024955758\*

Date Mailed: 07/23/2007

### NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

<u>03/30/2007</u>	<u>05/30/2007</u>
DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS	DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 06/23/2006
- English Translation of the IA filed on 06/23/2006
- Copy of the International Search Report filed on 06/23/2006
- Copy of IPE Report filed on 06/23/2006
- Copy of Annexes to the IPER filed on 06/23/2006
- English Translation of Annexes to the IPE filed on 06/23/2006
- Preliminary Amendments filed on 06/23/2006
- Information Disclosure Statements filed on 06/23/2006
- Oath or Declaration filed on 03/30/2007
- U.S. Basic National Fees filed on 06/23/2006
- Assignment filed on 03/30/2007

**RECEIVED**  
 JUL 26 2007  
 OHLANDT, GREELEY,  
 RUGGIERO & PERLE, LLP

- Priority Documents filed on 06/23/2006

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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JUNE D GREEN

Telephone: (703) 308-9290 EXT 180

**PART 1 - ATTORNEY/APPLICANT COPY**

FORM PCT/DO/EO/903 (371 Acceptance Notice)

## ASSIGNMENT

FOR valuable and legally sufficient considerations, receipt of which is hereby acknowledged, we, Anton FRANK, a citizen of Germany, and a resident of Lietstrasse 24, 74586 Oberspeltach, Germany and Oliver NÖHL, a citizen of Germany, and a resident of Bölgentaler Strasse 20/1, 74589 Satteldorf, Germany and Harold HOFFELD, a citizen of Germany, and a resident of Brunnenstrasse 41, 74564 Crailsheim, Germany have co-invented certain new and useful improvements in

### **CLOSURE WITH A THERMAL SAFEGUARD FUNCTION**

hereby assign to VOITH TURBO GMBH & CO., a German corporation having its principal office at Alexanderstrasse 2, 89522 Heidenheim, Germany (hereinafter referred to as "Assignee"), the entire right, title and interest in and to such invention, together with the patent rights and rights of protection to the same throughout the world, including any patent rights which may result from the application for United States Letters Patent which was filed in the United States Patent and Trademark Office on June 23, 2006 and assigned U.S. Application 10/584,184, and any continuation, divisions, continuation-in-part applications, inventor's certificates and extensions thereof, preparatory to obtaining Letters Patent of the United States therefor; said invention, application and Letters Patent to be held and enjoyed by said Assignee for its own use and behoof and for the use and behoof of its successors and assigns, to the full end of the term for which said Letters Patent or other rights of protection may be granted as entirely as the same would have been held and enjoyed by us had the assignment not been made.

AND WE COVENANT and AGREE and WARRANT that we have full and unencumbered title to the invention hereby assigned, and we further covenant and agree that we have the right to grant such rights to said invention and application and Letters Patent and that we will, at any time upon request without cost to us or further

compensation, execute and deliver any and all papers or instruments that, in the opinion of the Assignee, may be necessary or desirable to secure said Assignee the full enjoyment of the rights and properties herein conveyed or intended to be conveyed by this instrument.

IN WITNESS WHEREFORE, we have hereunto set our hands and seal:

Date: 07. September, 2006

Anton Frank  
By: **Anton FRANK**

Date: 07. September, 2006

Karl-Heinz Diele  
Witness Signature

Karl-Heinz Diele  
Witness Printed Name  
Am Schlegelberg 14  
Witness Address  
74589 Satteldorf

Date: 12. September, 2006

Oliver Nöhl  
By: **Oliver NÖHL**

Date: 12. September, 2006

Marco Borowski  
Witness Signature

Marco Borowski  
Witness Printed Name  
Im Mochen 21  
Witness Address  
77830 Bühlertal



WW061USU

Date: 07. SEPTEMBER, 2006

Harold Hoffeld

By: **Harold HOFFELD**

Date: 07. September, 2006

Haymo Bregler

Witness Signature

Haymo Bregler

Witness Printed Name

Roter Buch 6

Witness Address

74564 Crailsheim

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